

109TH CONGRESS  
1ST SESSION

# S. 1170

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IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 16, 2005

Referred to the Committee on Resources

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## AN ACT

To establish the Fort Stanton-Snowy River Cave National  
Conservation Area.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Fort Stanton-Snowy  
5       River    Cave    National    Conservation    Area    Act”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) CONSERVATION AREA.—The term “Con-  
4 servation Area” means the Fort Stanton-Snowy  
5 River Cave National Conservation Area established  
6 by section 3(a).

7 (2) MANAGEMENT PLAN.—The term “manage-  
8 ment plan” means the management plan developed  
9 for the Conservation Area under section 4(c).

10 (3) SECRETARY.—The term “Secretary” means  
11 the Secretary of the Interior, acting through the Di-  
12 rector of the Bureau of Land Management.

13 **SEC. 3. ESTABLISHMENT OF FORT STANTON-SNOWY RIVER**  
14 **CAVE NATIONAL CONSERVATION AREA.**

15 (a) ESTABLISHMENT; PURPOSES.—There is estab-  
16 lished the Fort Stanton–Snowy River Cave National Con-  
17 servation Area in Lincoln County, New Mexico, to protect,  
18 conserve, and enhance the unique and nationally impor-  
19 tant historic, cultural, scientific, archaeological, natural,  
20 and educational subterranean cave resources of the Fort  
21 Stanton–Snowy River cave system.

22 (b) AREA INCLUDED.—The Conservation Area shall  
23 include the area within the boundaries depicted on the

1 map entitled “Fort Stanton–Snowy River Cave National  
2 Conservation Area” and dated November 2005.

3 (c) MAP AND LEGAL DESCRIPTION.—

4 (1) IN GENERAL.—As soon as practicable after  
5 the date of enactment of this Act, the Secretary  
6 shall submit to Congress a map and legal description  
7 of the Conservation Area.

8 (2) EFFECT.—The map and legal description of  
9 the Conservation Area shall have the same force and  
10 effect as if included in this Act, except that the Sec-  
11 retary may correct any minor errors in the map and  
12 legal description.

13 (3) PUBLIC AVAILABILITY.—The map and legal  
14 description of the Conservation Area shall be avail-  
15 able for public inspection in the appropriate offices  
16 of the Bureau of Land Management.

17 **SEC. 4. MANAGEMENT OF THE CONSERVATION AREA.**

18 (a) MANAGEMENT.—

19 (1) IN GENERAL.—The Secretary shall manage  
20 the Conservation Area—

21 (A) in a manner that conserves, protects,  
22 and enhances the resources and values of the  
23 Conservation Area, including the resources and  
24 values described in section 3(a); and

25 (B) in accordance with—

1 (i) this Act;

2 (ii) the Federal Land Policy and Man-  
3 agement Act of 1976 (43 U.S.C. 1701 et  
4 seq.); and

5 (iii) any other applicable laws.

6 (2) USES.—The Secretary shall only allow uses  
7 of the Conservation Area that are consistent with  
8 the protection of the cave resources.

9 (3) REQUIREMENTS.—In administering the  
10 Conservation Area, the Secretary shall provide for—

11 (A) the conservation and protection of the  
12 natural and unique features and environs for  
13 scientific, educational, and other appropriate  
14 public uses of the Conservation Area;

15 (B) public access, as appropriate, while  
16 providing for the protection of the cave re-  
17 sources and for public safety;

18 (C) the continuation of other existing uses  
19 or other new uses of the Conservation Area that  
20 do not impair the purposes for which the Con-  
21 servation Area is established;

22 (D) management of the surface area of the  
23 Conservation Area in accordance with the Fort  
24 Stanton Area of Critical Environmental Con-  
25 cern Final Activity Plan dated March, 2001, or

1           any amendments to the plan, consistent with  
2           this Act; and

3                 (E) scientific investigation and research  
4           opportunities within the Conservation Area, in-  
5           cluding through partnerships with colleges, uni-  
6           versities, schools, scientific institutions, re-  
7           searchers, and scientists to conduct research  
8           and provide educational and interpretive serv-  
9           ices within the Conservation Area.

10         (b) WITHDRAWALS.—Subject to valid existing rights,  
11         all Federal surface and subsurface land within the Con-  
12         servation Area and all land and interests in the land that  
13         are acquired by the United States after the date of enact-  
14         ment of this Act for inclusion in the Conservation Area,  
15         are withdrawn from—

16                 (1) all forms of entry, appropriation, or disposal  
17         under the general land laws;

18                 (2) location, entry, and patent under the mining  
19         laws; and

20                 (3) operation under the mineral leasing and  
21         geothermal leasing laws.

22         (c) MANAGEMENT PLAN.—

23                 (1) IN GENERAL.—Not later than 2 years after  
24         the date of enactment of this Act, the Secretary

1 shall develop a comprehensive plan for the long-term  
2 management of the Conservation Area.

3 (2) PURPOSES.—The management plan shall—

4 (A) describe the appropriate uses and  
5 management of the Conservation Area;

6 (B) incorporate, as appropriate, decisions  
7 contained in any other management or activity  
8 plan for the land within or adjacent to the Con-  
9 servation Area;

10 (C) take into consideration any informa-  
11 tion developed in studies of the land and re-  
12 sources within or adjacent to the Conservation  
13 Area; and

14 (D) provide for a cooperative agreement  
15 with Lincoln County, New Mexico, to address  
16 the historical involvement of the local commu-  
17 nity in the interpretation and protection of the  
18 resources of the Conservation Area.

19 (d) ACTIVITIES OUTSIDE CONSERVATION AREA.—

20 The establishment of the Conservation Area shall not—

21 (1) create a protective perimeter or buffer zone  
22 around the Conservation Area; or

23 (2) preclude uses or activities outside the Con-  
24 servation Area that are permitted under other appli-

1 cable laws, even if the uses or activities are prohib-  
 2 ited within the Conservation Area.

3 (e) RESEARCH AND INTERPRETIVE FACILITIES.—

4 (1) IN GENERAL.—The Secretary may establish  
 5 facilities for—

6 (A) the conduct of scientific research; and

7 (B) the interpretation of the historical, cul-  
 8 tural, scientific, archaeological, natural, and  
 9 educational resources of the Conservation Area.

10 (2) COOPERATIVE AGREEMENTS.—The Sec-  
 11 retary may, in a manner consistent with this Act,  
 12 enter into cooperative agreements with the State of  
 13 New Mexico and other institutions and organizations  
 14 to carry out the purposes of this Act.

15 (f) WATER RIGHTS.—Nothing in this Act constitutes  
 16 an express or implied reservation of any water right.

17 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

18 There are authorized to be appropriated such sums  
 19 as are necessary to carry out this Act. To establish the  
 20 Fort Stanton-Snowy River Cave National Conservation  
 21 Area.

Passed the Senate November 16, 2005.

Attest:

EMILY J. REYNOLDS,

*Secretary.*